

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

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For example, the proposed Wartrace allotment permits WTSH-FM, WWB's Rockmart station, to complete construction under its existing construction permit, a substantial improvement in service, in contrast to its proposed allotment at a site which does not meet the dictates of Section 73.315 of the Commission's Rules requiring line-of-sight service to the community of Aragon. The attached Technical Statement of Gary Brown, consultant to Mr. Walker, confirms that the WWB proposal is defective, as presented by Brewer in its counterproposal.¹

Additionally, the Brewer counterproposal to change the city of license of WAYA from Spring City, Tennessee, to Decatur, Tennessee, is unnecessary. The existing allocation of WAYA at Spring City already provides a city grade signal to Decatur. However, should the Commission allot Channel 230C3 to Decatur in lieu of Spring City, that allotment should be made in the large area illustrated in the map provided by Mr. Brown with a site restriction for WAYA that allows the assignment of Channel 230A to Wartrace, Tennessee and thus provide Wartrace with its first local service.² Under this option, first local services are provided at both Wartrace and Decatur.

Although Brewer focuses on gains in populations occurring from its counterproposal, there are significant disadvantages to its intricate proposal also. For instance, if WAYA is allotted to Decatur, Spring City loses its only local nighttime radio service as Brewer's standard broadcast station in the city, WXQK, is a daytime station with 500 watts. Further, Brewer concedes that the relocation of Brewer's WMPZ(FM) from Ringgold, Georgia to Harrison,

¹ WWB's comments refer to Channel 296A at Lynchburg, Tennessee as being vacant. The Commission's records do not reflect that Channel 296A has been included in the auction process and thus it remains vacant.

² The site of the proposed Wartrace allocation is 35° 25' 18" North latitude and 86° 16' 58" West Longitude. See Technical Statement of Gary Brown, filed December 5, 2005.

Tennessee, will result in a predicted net loss of 16,257 persons within the proposed WMPZ(FM) 60 dBu contour. When these distinct losses in service are measured against what is an unnecessary and complex rearrangement of allotments, approval of the Brewer counterproposal is not warranted.

In sum, the WWB proposal is technically defective in terms of service to Aragon, Georgia, while the Brewer counterproposal presents a scenario with six allotment changes and, in two cases, resulting deficiencies in service to communities. In contrast, Mr. Walker's counterproposal provides a first local service to Wartrace, Tennessee, without the shortcomings of the WWB and Brewer plans. In consequence, Mr. Walker requests the Commission to allot Channel 230A to Wartrace, Tennessee as it first local radio service.³

Respectfully submitted,

BART WALKER

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Its Attorneys

December 20, 2005

³ Attached hereto is further information about the community of Wartrace as available on the website of the Wartrace Chamber of Commerce.

TECHNICAL STATEMENT OF GARY M. BROWN

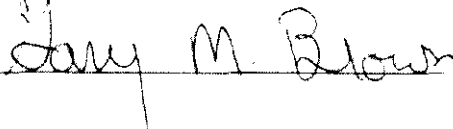
This report is in response to RM-11229, a counterproposal by Brewer Broadcasting, LLC. and additional comments filed by Women's World Broadcasting. The reference coordinates for the Wartrace, Tennessee proposal are: N.35-25-18, W.86-16-58.

1.) We concur with Brewer Broadcasting that the proposal filed by Women's World Broadcasting is defective. A city grade 70 dBu signal could not reasonably be provided to Aragon as required. This appears to be true of any transmitter site within the fully spaced allocation area defined by WSKZ, WBPT and WJZZ under the WWB proposal. This area is extremely small. We affirm our submitted proposal to keep 296A licensed to Lynchburg and assign 230A at Wartrace, Tennessee.

2.) The Brewer counterproposal to change city of license of WAYA-FM to Decatur is unnecessary. The existing 230C3 allocation provides a city grade signal to Decatur. In addition, the Walker proposal can be granted by a site restriction of the WAYA transmitter east of the 142 kilometer limit to Wartrace (see attached area to locate map), keeping a city grade (70 dBu) signal over Decatur, should the Commission proceed with the Brewer counterproposal. The Brewer proposal area to locate is large and a city grade signal can be provided to Decatur with a site restriction that allows the assignment of 230A at Wartrace, Tennessee.

Gary M. Brown states that the information presented is true and correct to the best of his knowledge and belief.

/S/



084° 50' 0.00" W

084° 45' 0.00" W

084° 40' 0.00" W

084° 35' 0.00" W

DECATUR
TENNESSEE

142 KM LIMIT TO
WARTRACE PROPOSAL
AT 36-25-18, 86-16-58

99 KM LIMIT TO
WBXE-FM BAXTER TN
36-11-03, 85-24-40

WAYA-FM
LICENSED SITE

AREA TO LOCATE

JAMIE M. DROWN
POST OFFICE BOX 40846
NASHVILLE, TENNESSEE 37208
(615) 371-8810
jdrown@comcast.net

SCALE: 1:100,000

[Links](#)

Welcome to Wartrace, Tennessee

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Founded in 1853, Wartrace is a beautiful Victorian village nestled in the heart of Tennessee Walking Horse country, 60 miles southeast of Nashville. The green rolling hills of eastern Bedford County are the birthplace of the Tennessee Walking Horse.

Wartrace is steeped in Civil War history, the American railroad, and Tennessee folk music. For those interested in architecture, we have both Victorian and Antebellum homes and buildings. Please visit our links page to learn more about Wartrace and the surrounding area.

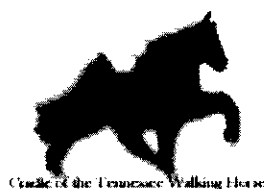


Sit on the porch with us for a spell and take a step back in time. Enjoy live country, bluegrass, and gospel music at different locations on our town square. Or, bring your instrument with you and join right in! Wartrace, the place that time forgot, but you will never forget.



Click here to get your free Tennessee travel guide
at www.TNvacation.com

Wartrace Chamber of Commerce
P.O. Box 543
Wartrace, Tennessee 37183
(931) 389-9999



Wartrace, Tennessee Chamber of Commerce

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Wartrace History

In 1851 Rice Coffee donated 8 acres of land to the railroad in exchange for the railroad coming through the property, construction of a depot and a spur line know as the Walking Horse & Eastern RR to Shelbyville. In 1852 the Nashville, Chattanooga and St. Louis Railway projects were completed through Bedford County and the first train rolled through. In 1853 the community petitioned Bedford County for a charter and on October 3, 1853 they were granted a charter as Wartrace Depot. These tracks still run through the center of town with the downtown district facing the tracks to create a square. The site of the long-gone freight and passenger depots are now known as Memorial Park. Wartrace also gathers distinction as the "Cradle of the Walking Horse. The first Celebration was held on September 7, 8, and 9, 1939 in Wartrace. The judges stand from that first celebration remains today as a focal point of our downtown, located right in the center of what is today

our downtown parking area. The idea for the Tennessee Walking Horse National Celebration is generally credited to the late Henry Davis of Wartrace. Strolling Jim, 1939's National Grand Champion, died in 1957 and is buried here on the grounds of the Walking Horse Hotel. The hotel, built in 1917 as the Overall Hotel, was home to Strolling Jim for many years and was renamed the Walking Horse Hotel which better identifies its long history with Walking Horses. Wartrace enjoys a distinguished educational history. The Wartrace Academy, Wartrace Male and Female Institute



and the Brandon Training School were three names for a 19th century school located between present-day College and Summit Streets. The school building was built from



bricks made by hand at a kiln on Wartrace Creek. When it was torn down in the late 1800's three residences were built on College Street from the bricks. Several homes in Wartrace were used as boarding houses for students who came from as far away as Oklahoma. During the Civil War, Wartrace was an important part of the Tullahoma Campaign. Confederate Corp. Commander William J. Hardee was headquartered at Beechwood Plantation House, now known as BeechWood Farm in Wartrace. The Plantation House was built for Colonel Andrew Erwin, Jr. and family in 1826. The Erwins, who were southern sympathizers, lavishly entertained local society and Confederate officers during the Civil War. On March 27, 2004 a historical marker at the farm was dedicated, commemorating Beechwood Plantation's role in local civil war history. (Use this link to read several letters penned by a soldier while he was in Wartrace, at the bottom of this first letter you will need to use the link back to letter index. There are 5 letters total written from Wartrace.) The name Wartrace comes from its original use as a trail for the Cherokee

Indians. In 1813, General Andrew Jackson is said to have carved into a beech tree near the stream, "This is War Trail Creek". The name Wartrace comes from its original use as a trail for the Cherokee Indians. In 1813, General Andrew Jackson is said to have carved into a beech tree near the stream, "This is War Trail Creek".

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Wartrace Businesses

Historic Main Street Inn

Blockade Runner

Wartrace General Store - 931-389-6740

Kellys Garage 931-389-9681

Cascade Body Shop 931-389-6788

Walking Horse Hotel 931-389-7050

Valley Home Farm 931-389-6470

Cascade Screen Display 931-389-9430

Gregory Shaklee Distributors 931-389-6454

K & A Crylies 931-389-6684

Wartrace Wee Champs 931-389-7069

Bob's Hardware 931-389-6913

Becky's Beauty Den 931-389-9041

Southern Builders 931-389-6741

Shirley's Sweets 931-389-6001

Adams & Floyd Plumbing & Electric
931-389-6608

Peacock Portraits 931-389-6037

Front Street Showcase, Antiques

Hawkins Equipment

Gallagher Guitar Co.

Cataldo Auto Repair 931-389-6800

Coey Tannery 931-389-6423

Historic Chockley Inn & Tavern circa 1850

Southern Connection Catering 931-389-9330

Dixie Woodworks 931-389-6896

Hill's Tractor 931-389-6242

Old Times at the Whistle Stop 931-389-9988

Terry Williams 931-389-9933

Walking Horse Salon 931-389-9933

Wartrace Family Medical Center 931-0600

Wilson Stables 931-389-9500

Robert's Lawn Service 931-389-0359

Drake Signs

John Douglas Photographer

Karen's Quilts Hand crafted quilts


CERTIFICATE OF SERVICE

I, Denise A. Branson, hereby certify that on this 20th day of December 2005, true and correct copies of the foregoing **REPLY COMMENTS** have been served by first class U.S. Mail, postage prepaid on the following:

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